

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Eric James Rondo**

Docket No. **288722**

L.C. No. **2004-199776 FH**

Henry William Saad, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The delayed application for leave to appeal filed on November 5, 2008, is DISMISSED for lack of jurisdiction. The application challenges the original sentencing but it was not filed within 12 months of the April 18, 2005, original judgment of sentence. An application filed from the probation violation sentence cannot challenge the original sentence. *People v Pickett*, 391 Mich 305 (1974).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

DEC 17 2008

Date

Sandra Schultz Mengel

Chief Clerk